

**COMMONWEALTH OF MASSACHUSETTS  
LAND COURT  
DEPARTMENT OF THE TRIAL COURT**

FILED  
IN CLERKS OFFICE

2004 APR 12 P 4:03

**CIVIL ACTION**

NO. 294558

Fairbanks Capital Corp., as Servicer for Bank One, N.A.  
f/k/a The First National Bank of Chicago, as Trustee, Plaintiff(s)  
under the Pooling and Servicing Agreement dated as of  
September 1, 1998, Series 1998-B

v.

James Morin, Nancy Morin, Theresa Morin, United States of  
America, and Verizon Yellow Pages Company f/k/a Bell, Defendant(s)  
Atlantic Yellow Pages co. f/k/a Nynex Infor.

**SUMMONS**

To the above-named Defendant: Verizon Yellow Pages Company, c/o CT Corp. Systems,  
101 Federal Street, Suite 300, Boston, MA

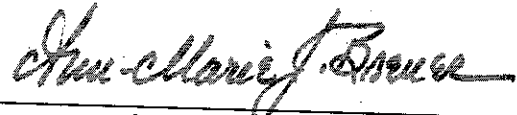
You are hereby summoned and required to serve upon Veronica C. Viveiros, Esq.,  
Harmon Law Offices, P.C.

Plaintiff's attorney, whose address is PO Box 610389, Newton Highlands, MA 02461-, an answer  
to the complaint which is herewith served upon you, within 20\* days after service of this summons upon  
you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for  
the relief demanded in the complaint. You are also required to file your answer to the complaint in the  
office of the Recorder of this court at Boston either before service upon plaintiff's attorney or within a  
reasonable time thereafter.

Unless otherwise provided by Rule 13(a) your answer must state as a counterclaim any claim  
which you may have against the plaintiff which arises out the transaction or occurrence that is the subject  
matter of the plaintiff's claim or you will therefore be barred from making such claim in any other action.

Witness, KARYN F. SCHEIER, Chief Justice, at Boston, the 10th day of

December, 20 03.



Deputy Recorder

**NOTES**

1. This summons is issued pursuant to Rule 4 of the Massachusetts Rules of Civil Procedure.
2. When more than one defendant is involved, the names of all defendants should appear in the caption. If a separate summons is used for each defendant, each should be addressed to the particular defendant.
3. TO PLAINTIFF'S ATTORNEY: PLEASE CIRCLE TYPE OF ACTION INVOLVED  
(1) EQUITY — (2) OTHER
4. \*If the Commonwealth or an officer of agency thereof is a defendant, the time to be inserted is 60 days.

PROOF OF SERVICE OF PROCESS



Essex County Sheriff's Department • PO Box 2019 • Salem, MA 01970 • 978-750-1900 ext. 3590

Essex, ss.

January 2, 2004

By virtue of this writ I have made diligent search for the within-named Village Yellow Pages and for its last and usual place of abode, and for his tenant, agent, or attorney, but could not find it within this county; I therefore return this writ without service. \$16.00 – *Verizon Yellow Pages will not accept services at the Middleton address; serve at: CT Corp Systems, 101 Federal Street, Suite 300, Boston, Massachusetts 02110.*

Deputy Sheriff Chester Kozlosky

*CMH*  
Deputy Sheriff

*gm*  
*cmh*  
Motion, Notice,  
Affidavit

, 20

1600060  
COMMONWEALTH OF MASSACHUSETTS  
LAND COURT  
DEPARTMENT OF THE TRIAL COURT

Suffolk, ss.

CIVIL ACTION  
No. 294558

Fairbanks Capital Corp., as Servicer for Bank One, Pltff(s).

v.

James Morin, et al., Def(s).

SUMMONS  
(Mass. R. Civ. P.4)

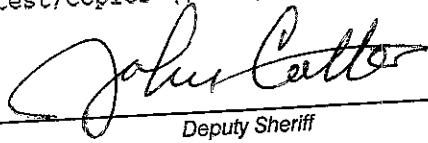


**Suffolk County Sheriff's Department** • 45 Bromfield Street • Boston, MA 02108 • (617) 989-6999  
Suffolk, ss.

April 7, 2004

I hereby certify and return that on 1/16/2004 at 2:15:00 PM I served a true and attested copy of the Summons, Verified Complaint, Motion, Affidavit, Notice & Statement of Damages in this action in the following manner: To wit, by delivering in hand to C. Bonney, Process Clerk & agent in charge of its business, agent, person in charge at the time of service for Verizon Yellow Pages Company fka Bell, at 101 Federal Street, C/O Ct Corp. Systems Boston, MA 02108. Basic Service Fee (IH) (\$30.00), Travel (\$1.00), Postage and Handling (\$1.00), Attest/Copies (\$5.00) Total Charges \$37.00

Deputy Sheriff John Cotter

  
Deputy Sheriff

FILED  
CLERKS OFFICE

2004 APR 12 P 4:03

DISTRICT COURT  
DISTRICT OF MASS.